IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 18TH SEPTEMBER 2007 / 27TH BHADRA 1929

Bail Appl..No. 5611 of 2007()

C.R.NO. 61/07 OF THIRUVALLA EXCISE RANGE

PETITIONER : ACCUSED

RAMESHAN, AGED 32,
S/O DAMODHARAN, NADUVILAM PURAM VEEDU,
VAZHAPPALLY, CHANGANCHERRY TALUK.

BY ADV. SRI.AJITH MURALI

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 18/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 5611 of 2007

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Dated this the 18th day of September, 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was a salesman in a toddy shop. The co-accused have not been arrested so far. It is alleged that in the toddy shop 4 litres of arrack and 10 litres of toddy were found on 22.8.2007. He was arrested and he continues in custody from that date. The learned Prosecutor submits that there is one other case also against the petitioner under the Kerala Abkari Act.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall not be released from custody on the strength of this order prior to 26.9.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

(b) She shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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